



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

CRIMINAL WRIT PETITION NO. 758 OF 2024

SMT. PUSHPA W/O SANJAY GUPTA AND ANOTHER

Vrs.

STATE OF MAHARASHTRA AND OTHERS

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri Anil Mardikar, Senior Counsel a/b Shri D. P. Singh, Advocate for
petitioners.
Shri S. S. Doifode, A. P. P for respondent Nos.1 and 2.
Shri P. S. Tiwari, Advocate for respondent No.3.
Shri R. R. Chhabra, Advocate for respondent No.4.
Shri P. S. Tidke, Advocate for respondent Nos.5 to 11.

**CORAM: ANIL L. PANSARE AND
NIVEDITA P. MEHTA, JJ.**
DATE : 19/01/2026

1. The prayer is to refrain the respondent Nos.1 and 2 – Authorities from registering FIR against the petitioners on the basis of complaint, if any, lodged by the respondent Nos.5 to 11 or their relatives, etc. and to comply the mandate of Section 35 of the Bharatiya Nagarik Suraksha Sanhita, 2023, on registration of FIR, if any, to be lodged pursuant to such complaint.

2. We find that the prayer is to follow law, which in our view, is not maintainable inasmuch as the respondents and all concerned are bound to follow law.

3. The petition is accordingly, disposed of. Needless to say that the respondents are bound by the Judgment of the Hon'ble Supreme Court in **Lalita Kumari Vrs. Got of U.P. and others, (2013) 14 SCR 713** and will

follow the provisions of law in case FIR is to be registered against the petitioners or any other person.

[JUDGE]

[JUDGE]

Choulwar